

NEW YORK STATE WAR COUNCIL

OFFICIAL ORDER adopted by the New York State War Council on July 21, 1942 pursuant to Article II of Chapter 544, Laws of New York, 1942, a quorum being present.

ORDER NO. 5

In Relation to Charter and Sightseeing Bus Service

Resolved, that pursuant to the authority vested in it by the New York State War Emergency Act, the New York State War Council hereby adopts and promulgates the following order:

1. **Definitions.** As used in this Act: (1) "STATE COUNCIL" shall mean the New York State War Council.

(2) "PERSONS" shall mean any individual, firm, copartnership, corporation, company, association including a farm cooperative, as defined by statute municipal corporation, or other type of legal entity, or any trustee, receiver, assignee or representative thereof; or any governmental agency not specifically exempted by the terms of any order of this Council.

(3) "BUS" shall mean any rubber-tired vehicle used in the transportation of passengers having a seating capacity of seven or more adult passengers.

(4) "COMMON CARRIER" shall mean any person which holds out to the general public to engage in transportation of persons by bus, regardless of the designation of such person under any Federal or State statute.

(5) "CHARTER SERVICE" shall mean the transportation by bus of a group of persons, who pursuant to a common purpose and under a single contract, or under individual contracts, have acquired the exclusive use of a bus to travel together as a group, or the transportation by bus of passengers to whom individual tickets have been sold or with whom individual or group transportation arrangements have been made, from or to any point or over any route not regularly served by existing facilities, of the person performing the transportation service.

(6) "SIGHTSEEING SERVICE" means the transportation by bus of passengers over regular or irregular routes for the primary purpose of permitting such passengers to see places or objects of general or special interest.

2. **Charter service.** No person shall engage in charter service by bus, except:

(1) In the transportation of

(a) Prisoners, insane, mentally disordered or mentally incompetent persons, and their custodians, guards and other necessary attendants, if such transportation is furnished upon written request of an authorized officer of the law or other official charged with the custody of such persons;

(b) A jury and its official custodians and other authorized court attendants, if such transportation is furnished upon written request of the presiding judge of the court in which such jury is serving.